

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KAMINI HAWN,

CASE NO. 5:12-cv-05014 EJD

Plaintiff(s),

**ORDER GRANTING PLAINTIFF'S
REQUEST FOR LEAVE TO FILE SUR-
REPLY**

v.

JOHN MCHUGH, Secretary of the Army,

[Docket Item No(s). 43]

Defendant(s).

Plaintiff's request for leave to file a sur-reply (Docket Item No. 43) is GRANTED. The sur-reply filed by Plaintiff on October 3, 2013 (Docket Item No. 41) will be considered in connection with Defendant's pending Motion to Dismiss. Defendant's objection to the sur-reply (Docket Item No. 42), although well-taken, is OVERRULED.

Pursuant to his request, Defendant may file a response to Plaintiff's sur-reply on or before **January 15, 2014**. Once this response is filed, no further briefing will be considered for the Motion to Dismiss and no such briefing should be filed by either party.

IT IS SO ORDERED.

Dated: January 6, 2014


EDWARD J. DAVILA
United States District Judge